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OFFICE OF PETITIONS

Docket No.: P/2613-41 (AUT/008)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael Lax et al.
Application No. : 09/858,457 Confirmation No. : 1750
Filed : May 16, 2001
For : CASE WITH INTERNAL LOCK
Examiner : Lloyd A. Gall
Group Art Unit : 3676

New York, New York 10020
July 25, 2006

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR WITHDRAWAL FROM ISSUE
UNDER 37 C.F.R. § 1.313(c)(2)

Sir:

A Supplemental Notice of Allowability was mailed on April 21, 2006 in the above-identified patent application and applicants mailed the Issue Fee Transmittal on June 22, 2006. Applicants have since become aware of references that applicants desire to disclose to the Patent and Trademark Office in connection with the application before the issue of an expected patent based on the application. Therefore, under 37 C.F.R. § 1.313(c)(2), applicants hereby petition the Commissioner to withdraw the above-identified patent application from issue to prevent the patent from issuing at this time and to permit

07/26/2006 CKHLOK 00000001 061075 09858457 of the references.

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02-FC:1464 130.00 DA

Void date: 07/26/2006 CKHLOK
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01-FC:1464 130.00 CR
02-FC:1464 130.00 CR

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Applicants respectfully note that 37 C.F.R.

§ 1.313 states in relevant part that:

(c) Once the issue fee has been paid, the application will not be withdrawn from issue upon petition by the applicant for any reason except:

* * *

(2) Consideration of a request for continued examination in compliance with § 1.114[.]

In satisfaction of the requirements of 37 C.F.R. § 1.313(c)(2), applicants are filing concurrently herewith a Request for Continued Examination of this application under 37 C.F.R. § 1.114, along with a Fourteenth Supplemental Information Disclosure Statement that brings the references to the attention of the Patent and Trademark Office. (Applicants are also filing concurrently herewith a Request Under 37 C.F.R. § 1.103(c) For Suspension of Action By Patent and Trademark Office.)

The Director is hereby authorized to charge the amount of \$130.00, in payment of the fee set forth in 37 C.F.R. § 1.17(h) for consideration of this Petition, and any additional fees that may be required in connection with this Petition, or any of the papers filed herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075, Order No. 000878-0011. A duplicate copy of this petition is enclosed.

Applicants respectfully submit that the requirements of 37 C.F.R. § 1.313(c)(2) are satisfied and that this Petition is grantable. Applicants respectfully request that the Commissioner grant this Petition in time to prevent the expected issuance of a patent on this application.

Respectfully submitted,



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